IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE FIFTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE D.S.R.VARMA

WRIT PETITION NO : 7150 of 2005

Between:

Mulukanoor Women's Mutually Aided Milk Producers' Co-operative Union Limited, H.NO.1-25/2, Bheemadevarapally, Karimnagar District rep.by its President, A. Ratnamala.

..... PETITIONER

AND

1.Director General of police, Govt. of A.P., Hyderabad.
2.Superintendent of police, Karimnagar District, Karimnagar.
3.Dy.Superintendent of police, Karimnagar Division, Karimnagar.
4.Station House officer, Mulkanoor, Karimnagar District.
5.District Collector, Karimnagar District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction, one more particularly in the nature of a writ of "Mandamus" declaring the action of the respondents in not taking any action upon the complaint made by the petitioner and in not providing security to the petitioner as being illegal, arbitrary and unconstitutional and consequently direct the respondents to forthwith take action for punishing all the guilty for committing unlawful acts on the petitioner and its members and further provide necessary protection to the petitioner and pass such other order or orders as the Hon'ble court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.S.NIRANJAN REDDY

Counsel for the Respondent Nos.1 to 5: GP FOR HOME

The Court made the following:

THE HONOURABLE SRI JUSTICE D.S.R.VARMA

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ORAL ORDER:

Heard both sides.

2. The petitioner is a Mutually Aided Co-operative Society, which consists of women members. The grievance of the petitioner is that at the behest of its rivals, respondent Nos.2, 3 and 4 have been interfering with the smooth functioning of the petitioner-society that is not only with the day-to-day management but also with the other recognized activities of the petitioner-society. Accordingly, the members of the petitioner-society made a complaint to the police making certain complaints against those people who have turned hostile to the petitioner-society. Now, the present grievance of the petitioner-society is that despite such complaint being lodged by it before the police, no action is being initiated and as a result of which the day-to-day functioning of the petitioner-society has been reduced to minimal.

3. Hence, in such a situation, it is absolutely necessary for the police to react in appropriate way to protect the interest of the petitioner-society and its management.

4. After all the respondent Nos.2, 3 and 4, who are police officials, are meant for protecting the interest of the aggrieved people, who approaches them with certain grievances or complaints, strictly in accordance with law and in appropriate manner and to the extent permissible under law.

5. For the aforementioned reasons, suffice it to dispose of the writ

petition with a direction to the respondent Nos.2, 3 and 4 herein to respond and react to the complaint allegedly made by the petitioner-society and take appropriate and suitable action, strictly in accordance with law, and if necessary by according police protection to the petitioner-society.

6. With the above directions, the writ petition is disposed of, at the stage of admission. However, there shall be no order as to costs.

D.S.R.VARMA, J

05TH APRIL, 2005

KRK/JSU

To:

1.Director General of police, Govt. of A.P., Hyderabad.
2.Superintendent of police, Karimnagar District, Karimnagar.
3.Dy.Superintendent of police, Karimnagar Division, Karimnagar.
4.Station House officer, Mulkanoor, Karimnagar District.
5.District Collector, Karimnagar District.

6.Two CCs to the Government Pleader for Home, High Court Buildings, Hyderabad (OUT).

7.Two CD copies.

THE HONOURABLE SRI JUSTICE D.S.R.VARMA

W.P.NO.7150 OF 2005

05TH APRIL, 2005